

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

September 29, 2006

In re application of : IVO E. PERA
Serial No. : 10/657,473
Filed : September 8, 2003
For : **TOBACCO SMOKE FILTER AND RELATIVE
COMPOSITION MADE OF ANTIOXIDANT AND
MINERAL SUBSTANCES**
Examiner : Carlos N. Lopez
Art Unit : 1731
Our File No. : 8849.6818

CERTIFICATION OF E-MAILING

I hereby certify that this correspondence, and any attachments thereto, is being filed via electronic mail with the Commissioner For Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

BETTY BERNAL

Name of Person Mailing
Paper

Betty Bernal

Signature

09/29/2006

Date

COMMUNICATION

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This communication is in response to the Office Action dated September 1, 2006. In the restriction requirement the Examiner is asking Applicant to choose between species A and species B. The office Action is confusing. Such a requirement does not appear appropriate given that claim 1 talks about one or more antioxidants and one or more minerals. However, if the Examiner is requiring a selection between species A and species B, Applicant elects species B. The Examiner is then asking Applicant to choose one antioxidant from species A and one antioxidant from

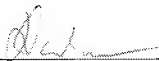
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species B. Applicant selects L-Glutathione from species A and Activated Carbon from species B.

The claims that are believed to be readable on the elected species in addition to the generic claims 1, 5, 6 and 7 would also include 2, 3, 4, 8, 9, 10, 11, 15, 19, and 24. Thus, claims 1-11, 15, 19 and 24 are readable.

Applicant has completely responded to the Examiner's Office Action dated September 1, 2006. Favorable action is respectfully requested.

Respectfully submitted,



Daniel S. Polley, Reg. No. 34,902

CUSTOMER NO. 44538